relating to determining a child’s eligibility for a school district’s special education program on the basis of a visual impairment.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 30.002, Education Code, is amended by adding Subsections (c-1) and (c-2) to read as follows:

(c-1) To implement Subsection (c)(1) and to determine a child’s eligibility for a school district’s special education program on the basis of a visual impairment, the full individual and initial evaluation of the student required by Section 29.004 must, in accordance with commissioner rule:

(1) include an orientation and mobility evaluation conducted:

(A) by a person who is appropriately certified as an orientation and mobility specialist, as determined under commissioner rule; and

(B) in a variety of lighting conditions and in a variety of settings, including in the student’s home, school, and community and in settings unfamiliar to the student; and

(2) provide for a person who is appropriately certified as an orientation and mobility specialist to participate, as part of a multidisciplinary team, in evaluating data on which the determination of the child’s eligibility is based.

(c-2) The scope of any reevaluation by a school district of a student who has been determined, after the full individual and initial evaluation, to be eligible for the district’s special education program on the basis of a visual impairment shall be determined in accordance with 34 C.F.R. Sections 300.122 and 300.303 through 300.311, by a multidisciplinary team that includes, as provided by commissioner rule, a person described by Subsection (c-1)(1)(A).

SECTION 2. (a) Not later than January 1, 2014, the commissioner of education shall adopt rules necessary to implement Sections 30.002(c-1) and (c-2), Education Code, as added by this Act.

(b) Not later than the beginning of the 2014–2015 school year, Sections 30.002(c-1) and (c-2), Education Code, as added by this Act, shall be implemented.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

Passed by the House on May 2, 2013: Yeas 80, Nays 63, 2 present, not voting; passed by the Senate on May 22, 2013: Yeas 29, Nays 2.

Approved June 14, 2013.

Effective September 1, 2013.

CHAPTER 638

H.B. No. 642

AN ACT

relating to continuing education requirements for certain educators.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 21.054, Education Code, is amended by adding Subsections (d), (e), and (f) to read as follows:

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